S.B. CIVIL WRIT PETITION NO. 2886/2007.

(RATI RAM VS. STATE & ORS.)

DATE OF ORDER : 05.09.2007.

HON'BLE MR. GOVIND MATHUR, J.

Mr. J.P. Bana for the petitioner.

By this petition for writ, a challenge is given to validity, propriety and correctness of the order dated 04.07.2006 passed by the State Government exercising powers under Section 107 of the Rajasthan Co-operative Societies Act, 2001.

In brief, facts of the case are that the respondent No.6 was removed from the service of respondent No.2 i.e. Fatehgarh Gram Seva Sahkari Samiti Ltd. being found guilty for misconduct. An appeal preferred by the respondent No.6 before the Joint Registrar, Co-operative Societies, Rajasthan, Bikaner Division, Bikaner also came to be rejected, however, the State Government by the order impugned 19.07.2006 accepted revision petition and set aside the order passed by the disciplinary authority as well as by the appellate authority. The petitioner, who is a member of Fatehgarh Gram Seva Sahkari Samiti Ltd., by this petition for writ assailed validity, propriety and correctness of the order aforesaid alleging that to be without jurisdiction.

I do not find any substance in the contention so raised. The Government of Rajasthan is having ample power under Section 107 of the Act of 2001 to revise an order passed by the Registrar and in the instant matter, the Joint Registrar exercised the powers of the Registrar, those were delegated to him. The State under Section 107 of the Act of 2001 can very well revise an order passed by the Registrar.

Beside that, any dispute regarding employment is the lis between the employer and the employee and the petitioner only for the reason that he is a member of Fatehgarh Gram Seva Sahkari Samiti Ltd., cannot claim for any personal injury to him that may be adjudicated by this Court.

Accordingly, this petition for writ is dismissed.

(GOVIND MATHUR)J.

Anil/